

UNITED STATES  
DEPARTMENT OF THE INTERIOR  
BUREAU OF LAND MANAGEMENT  
222 WEST SEVENTH AVENUE, #13  
ANCHORAGE, ALASKA 99513-7599

INTERIM CONVEYANCE

WHEREAS

Eklutna, Inc.

is entitled to a conveyance pursuant to Secs. 14(a) and 22(j) of the Alaska Native Claims Settlement Act of December 18, 1971, as amended, 43 U.S.C. 1601, 1613(a), 1621(j), of the surface estate in the following-described lands:

Seward Meridian, Alaska

T. 15 N., R. 2 E.,

Sec. 9, S $\frac{1}{2}$ NE $\frac{1}{4}$ , SE $\frac{1}{4}$ , excluding Eklutna Lake;

Sec. 10, NW $\frac{1}{4}$ SW $\frac{1}{4}$ , S $\frac{1}{2}$ SW $\frac{1}{4}$ , excluding Eklutna Lake;

Sec. 13, SW $\frac{1}{4}$ SW $\frac{1}{4}$ , excluding Eklutna Lake;

Sec. 14, SW $\frac{1}{4}$ NE $\frac{1}{4}$ , S $\frac{1}{2}$ NW $\frac{1}{4}$ , S $\frac{1}{2}$ , excluding Eklutna Lake;

Sec. 15, W $\frac{1}{2}$ NE $\frac{1}{4}$ , SE $\frac{1}{4}$ NE $\frac{1}{4}$ , W $\frac{1}{2}$ , SE $\frac{1}{4}$ , excluding Eklutna Lake;

Sec. 16, NE $\frac{1}{4}$ , N $\frac{1}{2}$ NW $\frac{1}{4}$ , SE $\frac{1}{4}$ NW $\frac{1}{4}$ , NE $\frac{1}{4}$ SE $\frac{1}{4}$ , excluding Eklutna Lake;

Sec. 17, NE $\frac{1}{4}$ NE $\frac{1}{4}$ , excluding Eklutna Lake;

Sec. 22, N $\frac{1}{2}$ NE $\frac{1}{4}$ , excluding Eklutna Lake;

Sec. 23, N $\frac{1}{2}$ , NE $\frac{1}{4}$ SW $\frac{1}{4}$ , SE $\frac{1}{4}$ , excluding Eklutna Lake;

Sec. 24, W $\frac{1}{2}$ , SW $\frac{1}{4}$ SE $\frac{1}{4}$ , excluding Eklutna Lake;

Sec. 25, excluding Eklutna Lake;

Sec. 26, N $\frac{1}{2}$ NE $\frac{1}{4}$ , SE $\frac{1}{4}$ NE $\frac{1}{4}$ , excluding Eklutna Lake;

Sec. 36, N $\frac{1}{2}$ , E $\frac{1}{2}$ SW $\frac{1}{4}$ , SE $\frac{1}{4}$ , excluding Eklutna Lake and former location of Native allotment AA-5834 Parcel A.

Containing approximately 1,460 acres.

NOW KNOW YE, that there is, therefore, granted by the UNITED STATES OF AMERICA, unto the above-named corporation, the surface estate

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in the lands above described; TO HAVE AND TO HOLD the said estate with all the rights, privileges, immunities, and appurtenances, of whatsoever nature, thereunto belonging, unto the said corporation, its successors and assigns, forever:

EXCEPTING AND RESERVING TO THE UNITED STATES from the lands so granted:

1. The subsurface estate therein, and all rights, privileges, immunities, and appurtenances, of whatsoever nature, accruing unto said estate pursuant to the Alaska Native Claims Settlement Act of December 18, 1971, 43 U.S.C. 1601, 1613(f); and
2. Pursuant to Sec. 17(b) of the Alaska Native Claims Settlement Act of December 18, 1971, 43 U.S.C. 1601, 1616(b), the following public easements, referenced by Easement Identification Number (EIN) on the easement map, a copy of which can be found in the Bureau of Land Management's public land records, are reserved to the United States. All easements are subject to applicable Federal, State, or Municipal corporation regulation. The following is a listing of uses allowed for each type of easement. Any uses which are not specifically listed are prohibited.

25 Foot Trail - The uses allowed on a twenty-five (25) foot wide trail easement are: Travel by foot, dogsleds, animals, snowmobiles, two- and three-wheeled vehicles, and small All-Terrain Vehicles (ATVs) (less than 3,000 lbs. Gross Vehicle Weight (GVW)).

100 Foot Proposed Road - The uses allowed on a one hundred (100) foot wide road easement are: Travel by foot, dogsleds, animals, snowmobiles, two- and three-wheeled vehicles, small and large All-Terrain Vehicles (ATVs), tracked vehicles, four-wheel-drive vehicles, automobiles, and trucks. All roads in this category must be proposed for construction within a 5-year period. If the road is not constructed, the easement will be reduced to a trail and the uses will be consistent with the trail

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width. If, after the road has been constructed, a lesser width is sufficient to accommodate the road, the easement shall be reduced to a 60-foot wide easement.

One Acre Site - The uses allowed for a site easement are: Vehicle parking (e.g., aircraft, boats, ATVs, snowmobiles, cars, trucks), temporary camping, and loading or unloading. Temporary camping, loading, or unloading shall be limited to 24 hours.

- a. (EIN 20 B, D1, D2, D9) An easement one hundred (100) feet in width for a proposed road from site easement EIN 23 D2, D9, L in Sec. 8, T. 15 N., R. 2 E., Seward Meridian, southeasterly, along and generally paralleling the northeast shore of Eklutna Lake to site easement EIN 33a B, C4, D2, D9, L in Sec. 19, T. 14 N., R. 3 E., Seward Meridian. The uses allowed are those listed above for a one hundred (100) foot wide proposed road easement. Should construction not begin within 5 years of the date of conveyance, this easement for a proposed road shall be reduced to a trail easement twenty-five (25) feet in width. The uses allowed would then be those listed above for a twenty-five (25) foot wide trail easement.
- b. (EIN 20a D2) A one (1) acre site easement upland of the ordinary high water mark in Sec. 14, T. 15 N., R. 2 E., Seward Meridian, on the north shore of Eklutna Lake at the intersection of EIN 20 B, D1, D2, D9 and trail easement EIN 20b D2. The uses allowed are those listed above for a one (1) acre site easement.
- c. (EIN 20b D2) An easement twenty-five (25) feet in width for an existing access trail from site easement EIN 20a D2 in Sec. 14, T. 15 N., R. 2 E., Seward Meridian, northerly through Sec. 14, T. 15 N., R. 2 E., Seward Meridian, to

public lands in the Chugach State Park. The uses allowed are those listed above for a twenty-five (25) foot wide trail easement.

- d. (EIN 28 D2) A one (1) acre site easement upland of the ordinary high water mark in Sec. 24, T. 15 N., R. 2 E., Seward Meridian, on the northeast side of Eklutna Lake at the junction of EIN 29 D1, D2, D9, L and EIN 20 B, D1, D2, D9. The uses allowed are those listed above for a one (1) acre site easement.
- e. (EIN 29 D1, D2, D9, L) An easement twenty-five (25) feet in width for an existing access trail from Eklutna Lake Road and site easement EIN 28 D2 in Sec. 24, T. 15 N., R. 2 E., Seward Meridian, easterly to public lands. The uses allowed are those listed above for a twenty-five (25) foot wide trail easement.

THE GRANT OF THE ABOVE-DESCRIBED LANDS IS SUBJECT TO:

- 1. Issuance of a patent after approval and filing by the Bureau of Land Management of the official supplemental plat of survey confirming the boundary description and acreage of the lands hereinabove granted;
- 2. Valid existing rights therein, if any, including but not limited to those created by any lease (including a lease issued under Sec. 6(g) of the Alaska Statehood Act of July 7, 1958, 48 U.S.C. Ch. 2, Sec. 6(g)), contract, permit, right-of-way, or easement, and the right of the lessee, contractee, permittee, or grantee to the complete enjoyment of all rights, privileges, and benefits thereby granted to him. Further, pursuant to Sec. 17(b)(2) of the Alaska Native Claims Settlement Act of December 18, 1971 (ANCSA), 43 U.S.C. 1601, 1616(b)(2), any valid existing right recognized by ANCSA shall continue to have whatever right of access as is now provided for under existing law;
- 3. The terms and conditions of the March 15, 1982 North Anchorage Land Agreement (NALA), as amended, entered into pursuant to Sec. 1425 of the Alaska National Interest Lands Conservation Act

of December 2, 1980, 94 Stat. 2371, 2515. A copy of NALA is located in Bureau of Land Management case file AA-50585. It was recorded in the Anchorage Recording District, Book No. 708, Pages 295-456, on March 18, 1982, and recorded in the Palmer Recording District, Book No. 290, Pages 396-557, on January 25, 1983. Amendments to NALA were filed in the Anchorage Recording District, Book No. 838, Pages 767-786 on January 21, 1983, and Book No. 847, Pages 223-225 on February 9, 1983; and

4. Requirements of Sec. 14(c) of the Alaska Native Claims Settlement Act of December 18, 1971, 43 U.S.C. 1601, 1613(c), as modified by Sec. 1426 of the Alaska National Interest Lands Conservation Act of December 2, 1980, 94 Stat. 2371, 2518, that the grantee hereunder convey those portions, if any, of the lands hereinabove granted, as are prescribed in said section.

IN WITNESS WHEREOF, the undersigned authorized officer of the Bureau of Land Management, has, in the name of the United States, set her hand and caused the seal of the Bureau to be hereunto affixed on this 27th day of August, 1993, at Anchorage, Alaska.

/s/ Jenice R. Prutz

Jenice R. Prutz  
Acting Chief, Branch of Cook Inlet  
and Ahtna Adjudication